HARYANA RIGHT TO SERVICE COMMISSION
SCO No- 38-39, SECTOR 17A (2nd& 3rd floor) CHANDIGARH- 160017

No. HRTSC/ File no.87/SM-98 \1120 **Dated:**24 **.03.2022**
Post & E-mail

Suo-motoNotice

To

Sh. Sunder Lal, HFS,
DFO, Rewari
Forest Department, Haryana
E-mail:

1. The Haryana Right to Service Commission (hereinafter referred to as the Commission) has been constituted under Haryana Right to Service Act, 2014 (hereinafter referred to as the 'Act') to ensure delivery of notified services within notified timelines. These services have been notified by publication in the Official Gazette by the State Government under Section 3 of the Act.

2. The Section 17 of Haryana Right to Service Act,2014 reads as under:

i) take *suo-moto* notice of failure to deliver service in accordance with this Act and refer such cases for decision to the First Grievance Redressal Authority or the Second Grievance Redressal Authority or pass such order, as may be appropriate;

ii) carry out inspections of offices entrusted with the delivery of services and the offices of the First Grievance Redressal Authority and the Second Grievance Redressal Authority;

iii) recommend Departmental action against any officer or employee of the State Government, who has failed in due discharge of functions cast upon him under this Act;

iv) recommend changes in procedures and process re-engineering for delivery of services which may make the delivery more transparent and earlier;

Provided that before making such a recommendation, the Commission shall consult the Administrative Secretary in-charge of the Department which is to deliver the service;

v) recommend additional services to be notified under section 3 and may also suggest modification in the notifications already issued for better implementation of this Act;

vi) issue general instructions, not inconsistent with the provisions of this Act for the guidance of Designated Officers, the First Grievance Redressal Authority and the Second Grievance Redressal Authority;

vii) impose penalty on Designated Officer or any other official involved in the process of providing such service up to a sum of twenty thousand rupees, as deemed fit under the circumstances of the case and allow compensation up to five thousand rupees, to be paid to eligible person by defaulter;

viii) Where the Commission is satisfied that there are reasonable grounds to inquire into a matter arising out of the provisions of this Act, it may, *suo-moto*, initiate an inquiry in respect thereof. The Commission shall, while inquiring into any matter under this section, have the same powers as are vested in a Civil Court while trying a suit under the Code of Civil Procedure, 1908, in respect of the following matters, namely: -

i) summoning the parties;
ii) receiving oral evidence on oath or written evidence on affidavits;
iii) requiring the discovery and inspection of documents;
iv) requisitioning of any public record from any office;
v) obtaining copies of record from any court in accordance with law;
vi) issuing summons for examination of witnesses or documents; and

vii) any other matter, which may be prescribed.

3. It is informed that an RTS review was held on 27.07.21 with Forest Department Officials under the chairmanship of Chief Commissioner, Haryana Right to Service Commission to discuss the RTS performance of the Department in its two notified services – 190 'Permission for Felling of Trees' and 191 'NOC in respect of PLPA or Forest or Restricted Lands'. Inter alia, the Department was asked to share data pertaining to cases for the two services delivered outside RTS timelines for the period 01.07.20-30.06.21. The Department was further instructed to share monthly RTS performance reports with the Commission by 10th of every month. While data for the period 01.07.20-30.06.21 was shared by the Department vide their letter no. MIS/36 dated 02.09.21, the details pertaining to Designated Officers were missing. On Commission's reminder, revised data of delayed cases for the periods 01.07.20-30.06.21 and 01.07.21-07.01.22 was shared by the Department vide their letter no. MIS/92 dated 13.01.22. On perusal of the data, for multiple cases (list enclosed) for which you, Sh. Sunder Lal, HFS were the Designated Officer, the explanation for delay was not found to be satisfactory. Thus, this Suo Moto notice is hereby issued to you, Sh. Sunder Lal, HFS, DFO, Rewari, Forest Department Haryana to decide as to why a penalty of Rs.20,000 may not be imposed upon you in each case for your act of omission & leading to delay in delivery of notified service in the enclosed list of cases.

4. In exercise of powers of Civil Court conferred upon the Haryana Right to Service Commission, by Section 17(3) (c) of the Haryana Right to Service Act 2014, to conduct this Inquiry, you, Sh. Sunder Lal, HFS, DFO, Rewari, Forest Department Haryana are directed to furnish the reply pertaining to this case by 11.04.2022 through email at rtsc-hry@gov.in.

5. Further, in exercise of powers of Civil Court conferred upon the Haryana Right to Service Commission, by Section 17(3)(a) of the Haryana Right to Service Act 2014, to conduct this Inquiry, the Commission further directs you, Sh. Sunder Lal, HFS, DFO, Rewari, Forest Department Haryana to appear before Shri T.C. Gupta, Chief Commissioner of Haryana Right to Service Commission, either in person or through Video-Conference at 10.30 am on 19.04.2022 for further proceedings in this inquiry.

BY ORDER OF THE HARYANA RIGHT TO SERVICE COMMISSION AT CHANDIGARH.

Haryana Right to Service Commission Estd. 2014 under HRTSA

(Rajiv Prashad, HCS)
Secretary
For Haryana Right to Service Commission
E-mail: rtsc-hry@gov.in

Delay in Clarification Service (From 1 Jul 2021 to 08 Jan 2022)

	Request Type	District	Application No.	Application Date	Completion Date	Working Days	Names of Designated officers posted during the duration
1	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	XYPRR0W169	02/07/2020	24/07/2020	17	Sh. Sunder Lal, HFS
2	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	KWGD16TLJ1	07/07/2020	07/08/2020	25	Sh. Sunder Lal, HFS
3	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	JX1TY5TDMA	07/07/2020	07/08/2020	25	Sh. Sunder Lal, HFS
4	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	TWQHRQXM	24/07/2020	24/08/2020	21	Sh. Sunder Lal, HFS
5	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	RLJTNFEEGL	08/09/2020	13/10/2020	28	Sh. Sunder Lal, HFS
6	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	HLAWFG875E	15/09/2020	03/11/2020	40	Sh. Sunder Lal, HFS
7	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	QHPRTGWW	21/09/2020	04/11/2020	36	Sh. Sunder Lal, HFS
8	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	TV958WHNE	28/09/2020	21/10/2020	17	Sh. Sunder Lal, HFS
9	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	KGLJ94JWEC	29/09/2020	21/10/2020	16	Sh. Sunder Lal, HFS
10	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	JDMX34V7LD	05/10/2020	27/10/2020	19	Sh. Sunder Lal, HFS
11	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	JYUPE3VD3F	29/10/2020	24/11/2020	20	Sh. Sunder Lal, HFS
12	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	N856NYW5X	02/11/2020	24/11/2020	16	Sh. Sunder Lal, HFS
13	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	Q8M1BGW7	06/11/2020	07/12/2020	25	Sh. Sunder Lal, HFS
14	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	UEYHAWPYD	17/12/2020	11/01/2021	18	Sh. Sunder Lal, HFS
15	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	G7MMBAK9	18/02/2021	16/03/2021	21	Sh. Sunder Lal, HFS
16	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	T0AAU9FP0R	31/03/2021	26/05/2021	49	Sh. Sunder Lal, HFS
17	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	N10PT4Y8NV	23/06/2021	22/07/2021	23	Sh. Sunder Lal, HFS

	Request Type	District	Application No.	Application Date	Completion Date	Working Days	Names of Designated officers posted during the duration
18	Permission for felling of trees in General Section 4 Areas & specific Section 4/ or 5 of PLPA,1900	REWARI	M7A212WXC	25/06/2021	20/07/2021	20	Sh. Sunder Lal, HFS